In the High Court of Judicature at Madras

Dated:23.06.2006

Coram:

The Hon'ble Mr. Justice P.SATHASIVAM

and

The Hon'ble Mr. Justice V.DHANAPALAN

Habeas Corpus Petition No.577 of 2006

J.Ramamurthy .. Petitioner

vs.

1. The Inspector of Police
   Law and Order
   G-3 Kilpauk Police Station
   Chennai 600 010.

2. The Inspector of Police
   W-4 All Women Police Station
   Secretarial Colony Ayanavaram
   Chennai 23.

3. The Superintendent of Police
   Vellore District.

4. B.R.Gopinath .. Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of writ of habeas corpus as stated therein.

For petitioner : Mr.T.Sudanthiram

For respondents 1 to 3 : Mr.M.Babu Muthu Meeran
Addl. Public Prosecutor

Mr.Manjula Cheran for R.4

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ORDER

(Order of the Court was made by P.SATHASIVAM,J.,)

The petitioner, by name, J.Ramamurthy has filed this petition seeking direction to the respondents to produce his son J. Krishnamurthy before this Court.

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2. Pursuant to the direction of this Court, detenu J. Krishnamurthy appeared before us. We enquired him. According to him, he married one Mahalakshmi, daughter of 4th respondent in the month of February, 2004. He further informed us that due to some misunderstanding they were living separately and on the direction of 4th respondent he was taken to the custody of 4th respondent. He also informed us that he is not willing to live with his wife due to various reasons and by force he was detained by the 4th respondent with the help of several other person.

3. Though the wife of the detenu by name Mahalakshmi is not a party to this petition, as she is also present in the Court, we enquired her. She expressed her desire to live with her husband, the detenu. However, in view of the attitude of the detenu, we are of the view that the detenu and his wife Mahalakshmi have to work out their remedy before the appropriate forum; the detenu is set at liberty.

With the above observation, this petition is closed.

kh

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1. The Inspector of Police,Law and Order
   G-3 Kilpauk Police Station,Chennai 600 010.

2. The Inspector of Police, W-4 All Women Police Station
   Secretarial Colony Ayanavaram, Chennai 23.

3. The Superintendent of Police, Vellore District.

+ one cc to Mrs.Manjula Charan, Advocate Sr.No.26761.
+ one cc to Mr.T.Sudanthiram, Advocate Sr.No.26580.

TEJ (CO)
RSM/29.6.2006

H.C.P.No.577 of 2006

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